CONTINUED FROM FIRST PAGE.

A. Didn't come back again; no, air. Mr. Lecky: Q. Which floor of the hous was that room on?

A. That is on the main floor. It is

Mr. Lamb: Q. That is the first floor? Yes, sir.

A. Yes, sir. Mr. Lecky: Q. How was the house ar-ranged; how many rooms? Did they have A. Yes, sir. Q. What was the next room to that?

A. The next one is what they call the pare bedroom.
Q. What is the next to that?
A. The next one is the room commonly called Captain Henry's bedroom, which

a the room I refer to.

Q. Mr. Massey, Mr. Womack, and Mr. Folkes were in Mr. Henry's bedroom?

A. The one that is commonly known as

Was Captain Henry in the h A. No, sir. Q. What business is Captain Henry in

A. He is the general agent for the versity Publishing Company, so I have beard them say in the ho Q. Was it the habit of Mr. Massey to A. Yes, sir. Q. You knew Mr. Womack?

A. I haven't a speaking acquaintance with him, although I have seen him very frequently come to the house. I have been introduced to him, although I don't him well enough to speak to him when I meet him on

when I meet him on the street.

Q. Is he in the habit of coming there whether Mr. Massey is there or not?

A. I couldn't say that; I wouldn't like to

Mr. Lamb: Q. Mr. Howell, are you positive that that was the night A. Yes, sir; I am very positive of that

Have you any way by which you

Q. Have you any way by which you could fix the date?

A. Yes, sir; I remember having read about it; and Mr. Christian, who was one of the gentlemen who sat in the hall-way, was there, and I know I remarked to him about their night. to him about that night; I told him I would like very much to go up there and hear it, and I know I walked by the hall that evening with Mr. Lodor. Q. Is Mr. Christian a member of R. E.

A. Yes, sir; so he says. QUESTIONED BY CAPTAIN WISE.

Lee Camp, No. 1?

Captain Wise: Q. How long have you een boarding there? A. I have been boarding there nince August, I think, 1896. I am not boarding

Q. Since August, 1896? A. Yes, sir. Q. Mr. Womack ever boarded there?

A. I don't think Mr. Womack has ever boarded there that I know of. Q. You don't know that?

Are you prepared to contradict the A. He never has boarded there any more than a couple of days at a time. Captain Wise: Q. I am not asking you how much time. Are you prepared—is

your knowledge so accurate that you can say Mr. Womack has not been in the habit of stopping there at that house? A. No. sir; he has not been in the habit of stopping there.
Q. Will you say he has never stopped

there?
A. He has stopped there; yes, slr.
Q. I mean as a boarder?
A. I think that he has while I have been

there; he stopped there probably a couple of days with his wife, I am under the impression, but I am not very certain as to that. If it was, it was some time ago. MR. LECKY EXPLAINS. Mr. Lecky: The chairman has neglected

Ar. Lecky: The charman has helicited to state at the beginning of these pro-ceedings, as of the preceding meetings, that the witnesses who are testifying are testifying through an act of courtesy to the committee, and, as we all know, we have no legal right by which we can make them testify; and the committee and all interested in the case will appreside ciate the fullest light possible from the witness-chair. We desire to thank the witnesses in advance for the services that they may see fit to render

Mr. Lodor the Next Witness.

Mr. N. Lodor was next called as a wit ness, and, after being sworn, testified a follows: Mr. Lamb: Where did you reside Sep-

tember 6th? A. Eleventh and Clay. Q. Who kept that house?

A. Mrs. Morris. Q. Did you see Mr. Massey there that

A. I could not fix the date in my mind. but he was there on the night he made speech before the Sons of Veterans. Did you see Mr. Folkes there that A. Yes, sir. Q. Who else?

A. Mr. Womack.

Q. Where did you see them?

A. We were all sitting in the hall wait-A. We were an sitting in the hall waiting for supper, and they passed out.
Q. From where?
A. From the rear room.
Q. What is that room known as?
A. Mr. Henry's bedroom.
Q. You are positive that Mr. Womack

and Mr. Folkes and Mr. Massey passed out there? A. Yes, sir. Q. Where did they go?

A. I have no idea.
Q. Did they go to the front door? They went to the front door, and Mr. Womack and Mr. Folkes, I suppose, left the house; Mr. Massey did not. Q. Mr. Womack and Mr. Folkes left house together?

Mr. Massey returned to the house? Yes, sir, took tea. How is that house located? What floor was that on?

A. They have a cellar in which the lining-room is; it is the first floor above that. Was that the back room or front

room or middle room? A. Back room. The hallway runs per-fectly straight in the house. The first room is the parlor, the second room a spare bedroom, then this door opens straight down the hallway, at the end of

You were sitting right in the hall? We were sitting in the hall at the

of the steps. When they came out they faced A. Yes, sir. They had to go right by

Q. You are positive they came out of Yes, sir. You say that is a bedroom?

Mr. Lecky: How long were you sit-ting in the hall before those gentlemen passed you?

Q. Was it as much as ten minutes?
A. I could not tell you to save my life;
I have no idea of the time. Did you see them come into the

You know Mr. Womack when you

A. I have been introduced to him. Q. You know Mr. Folkes when you

A. I never met Mr. Folkes, but I know him when I see him, and Mr. Christian and Mr. Howell were discussing the matter-told me ft was Minetree Folkes.
Q. Is that the gentleman over there? thousand to Mr. Folkes).

pointing to Mr. Folker).

A. Yes, sir.

Mr. Lecky: You don't know whether

Mr. Massoy left the house—
Captain Wise: He says he didn't.

Mr. Lecky: I was going to ask him
before supper or after supper.

Witness: He left after supper, just as
we went out, he was alone.

Q. You didn't see him join any one?

A. No. sir.

Wise: How long have you been

Nearly two years and a half. Mr. Womack stopped at

Q. Mr. Womaek stopped at that house since you have been there?

A. No, sir, I don't think he has ever stopped at the house since I have been there. I met him there, though. He has seen around there in the evenings a good any times. Q. Do you know whom he was visit-

A. No, sir, I do not; I suppose, though, it was Captain Henry.
Mr. Lamb: What is Captain Henry's A. He is agent for some book concern

Mr. Edmund Christian Called. Mr. Edmund Christian was then sworn a witness, and testified as follows: Mr. Lamp: Are you a member of R. E. Lee Camp, No. 1?

A. Yes, sir. Q. Where did you reside, Mr. Christian, on the 6th of September last?

A. Eleven hundred and one east Clay (Eleventh and Clay).

. Were you there on the evening of 6th of September? Yes, sir. Did you see Mr. Massey there? Yes, sir.

Did you see any one else there? Yes, sir; I saw Mr. Folkes and Mr. Where were they?

Q. Where were they?
A. I met them as I came in. I came in from the street, and met Mr. Womack and Mr. Folkes in the hall coming out.
Q. From which direction were they

A. They were coming out by the street door—coming out of the hall. I met them almost at the door. Q. Almost at the door, coming down the hall?

Was Mr. Massey with them? A. I don't remember seeing Mr. Massey

with them. in; you met them as you were coming in; you met them coming out—those two together? A. Yes, sir. I don't remember seeing

Mr. Massey with them at that time; no Mr. Lecky: Did you stop Mr. Folkes and speak to him or not-you know him very

Yes, sir; I know Mr. Folkes.

Did you stop him? Yes, sir; I stopped him and spoke to Mr. Lamb: What took place between

A. I really can't remember what I said to him—just a casual remark. Q. Did you see them go out on the street

A. Mr. Womack went down the steps to the street, and waited there until Mr. Folkes came out. Q. Which way did they go then? A. I never noticed. Q. You say you did not see Mr. Massey? A. I didn't see Mr. Massey with there

A. I didn't see Mr. Massey with them

Mr. Lecky: Were you at the suppertable that night? A. Yes, sir. Q. Did you Did you see Mr. Massey at the

A. Yes, sir; I sat next to him. Q. He was in the house? A. Yes, sir.

Captain Wise: Were you at the camp A. Yes, sir.
Q. How did you vote on the resolution:
A. I didn't vote, sir, at all.

Mr. Werner's Explanation Given. Mr. W. D. Chesterman, being sworn as witness, testified as follows: Mr. Lamb: Q. Mr. Chesterman, you are with the Dispatch?

Q. Mr. Chesterman, have you ever had any conversation with Mr. Werner, of the Times, in reference to how the Mahood-Massey resolutions were obtained for the Times on the night that they were introduced in the camp; or, in other words, how the Times got a "scoop" on the Dis-patch that night?

A. Yes, sir. Q. How did he say he obtained those resolutions, Mr. Chesterman? Captain Wise: Is this put in to contra

diet your own witness
Mr. Lemb: No, sir. We have no witnesses, Captain; we are not here as plaintiff, defendant, prosecuting, or defending; we are trying to get at the truth of this matter. We have no power of making Mr. Werner testify. We have had him on the stand and cross-examined him and cross-examined him, and he would not testify, and we could not make him tes-We are going to prove by Mr. Chesterman how Mr. Werner got the resolutions. Captain Wise: Mr. Chesterman doesn't

Werner told him. We have no power of making Mr. Werner testify; we have

of making Mr. Werner testify; we have tried that, and Mr. Werner will not tes-

tify. Mr. Lamb: Q. Did you have any conversation with Mr. Werner, did you say

Q. When? A. This morning. Q. How did he say he got those resolu-

A. From Mr. Folkes.
Q. Did he explain to you how it hap-A. Yes, sir; he did.

Q. I wish you would tell us what he A. Well, he was very anxious for me to know that it was not true, as Mr. Folkes said, that he had "swiped" them off the table. He said Mr. Folkes gave them to him.
Captain Wise: You say you got that

from him this morning? This morning. A. This morning.

Q. Did he come to you or you go to him?

A. He came to me. Q. At the Dispatch office?

A. At the Dispatch office. He said that Mr. Folkes took them out of the recordbook, which he held in his hand. had a book in his hand this way (witness indicated), and took them out and gave

them to him. Mr. Lamb: I would like to state, in justice to Mr. Chesterman, that he did not volunteer that testimony about Mr. Werner. I obtained it from another source, and put him on the stand against

his protest. Captain Wise: Since you have made that

Captain Wise: Since you have made that statement, will you state the source from which you obtained it?

Mr. Lamb: I will cheerfully. I can't recall, Captain Wise, to save my life; If I can recall it I will let you know. I could not recall it to save my life. I have talked about this matter very much today, and I knew Mr. Chesterman knew it, but where it came from I don't know—I don't remember. In the mean time, if I do recall it you shall have the benefit of do recall it you shall have the benefit of

Mr. West's Plea for His Son Mr. Duce was here called as a witness

and as he approached the stand Mr. Brock West, the father of Mr. Clyde B west, arose and asked to be allowed to make a statement. The request being granted, he proceeded. "I desire to state." he began, "that I am the parent of Mr. West, and you claim that you want to get at the truth and the fairness of this investigation as to how this matter occurred. Now, it does appear to me that Mr. West, it being impossible for him to get here to-night, and the court has been very liberal in postponing the has been very liberal in postponing the witnesses going on the stand, I do think that, as you stated yourself that you are anxious to get at the fairness and truthfulness of this case, you might withhold Mr. Duce's testimony until my son arrives. I make this statement from the fact that anything that he might say that my son did not set the benefit of would be detrimental to his interests. would be detrimental to his interests, and his character is certainly assailed and at stake, and I ask the court please to withhold this witness and give my son one more night to make his appearance here before you. If it is done, I will be perfectly satisfied with the course the committee will pursue, but without it I shall certainly feel that the committee is not doing him and myself justice in the matter.

MR. LECKY'S EXPLANATION. Mr. Lecky: Mr. West, on behalf of the committee. I desire to say that on last Fr.day evening Mr. West testified only partially; because of the lateness of the hour the examination was continued un-

rip to the Horse Show in New You be might possibly break up the on Saturday at 1 o'clock Mr. Wes On Saturday at 1 o'clock Mr. West comes to see me and stated that at the addition of Colonel Cowardin he had decided to take his trip to the Horse Show, a wanted to know if it would be possfor the committee to continue its example and the committee to continue the continue that the the continue t day night. We stated that our witnesses were testifying through courtesy; that we dared say a good many of them, based upon the announcement that the proceedings had laid over until Wednesday night, had made other engagements, and this committee, with every one of its witnesses, has tried to accommodate itself to the particular case of that witness. At 3 o'clock on that same day Mr. West came and said of his own motion that he had decided to go to New York, but stated that he would certainly be back in time for the Wednesday examination. On Wednesday he was represented by counsel, who stated that he desired a further postponement of twenty-four hours, stating that Mr. West was in Norfolk for the purpose of procuring evidence which would be of assistance to this committee in arriving at the truth. this committee in arriving at the truth Now to-night we are confronted with an effort to postpone the proceedings of this committee, and this time it comes from the parent. COULD NOT DELAY LONGER.

All of us of the committee have the tenderest feelings for our parents, those of them that are living and those of them that are dead; but we must also have consideration for the members of the History Committee and their parents, and must insist upon a speedy conclu-sion of this trial. All of these young men have relatives and friends who are near and dear to them; and, as w stated at the outset, we intend that this examination shall proceed. Mr. West has had due notice of our examinations. We have conformed our meetings to comply with his desires, and this committee, as much as they dislike to dis

regard the appeal of a parent, will pro-ceed. However, Mr. West will be given an opportunity to place witnesses upon the stand for cross-examination, pro-vided he reaches the city before this committee concludes its testimonogin the preparation of a report organizations under whose orders they are now working. With that statement from the committee we will proceed with the examination of Mr. Duce.

WOULD WORK NO HARM.

Mr. West: As I stated in the beginning, there is nothing to lose by a body, because the witnesses are here body, because the witnesses are nere in the city, and will be as soon as my son arrives. There will be a great deal to lose, provided there is the least statement or act by which the character of one innocent person should be injured by his not being present. If there was any probability of my son's not being here to-morrow, or to attend another night's session, I would not ask anything; but to proceed in his absence, when his character is at stake, it doe seem to me that it can be but fairness to wait, because the public cannot suffer There is nobody interested or can be injured except the two parties that is my son and Mr. Duce, or probably Mr. Folkes. (I beg pardon for leaving him out.) They are the only parties that can be injured, and I do think that they ought not to assail or take the chance of assailing my son's character without his being present or having some show of protection. I do not think he can have it without being present, and if anything should occur that he should not be here, I would be as much mortified in the delay as anybody would. But I do think that the delay asked by me might be granted without the public suffering at all, inasmuch as it may injure an innocent per-son, and I do think that the court might grant this request.

CAPTAIN WISE'S EXPLANATION. Captain Wise: I don't want to appear as sitting here o, an occasion like this without making an explanation, and I am going to make one. I make it a rule never to be inconsistent. I asked

you last night to postpone this exami-nation until to-night, and you did. I don't think that I can ask for its postcasen why I have not said anything before. (Applause.)

ONLY HIMSELF TO BLAME. Mr. Lecky: We are very sorry that we cannot grant Mr. West's request, for the reason that if his son is injured, which has not yet been established, he will have no one to blame but him-He has seen fit before left the city to employ the remminent criminal lawyer within confines of our city. We think that with his counsel, Mr. West's interests as to cross-examination will be duly protected. And since the counsel and this ommittee made an agreement on night that this case should proceed to night, and had that agreement not beer made, in justice, as I said, to the members of the committee, who are now and will be until the report of this committee is filed, standing charged with these rumors before the public, not only of this city, but, because of the cannot ment it has extended throughout the entire State, we shall insist that this testimony be given in and this report testimony be given in and this report that the state of the cannot be shall be sha of this city, but, because of the excite nd that we can conclude these proceed ings by continuing this meeting until late hour to-night, we shall do so. The first meeting that we held, as you know extended late into the night, and we shall repeat that plan if we find we can

finish our work on this occasion. MR. BEVERIDGE TOLD HIM. Mr. Lamb: I just want to state for Captain Wise's information, and in jus-tice to Mr. Chesterman, that Mr. Chesterman did not inform me about Mr. Werner having made the statement that

is testified to here, but that Mr. William H. Beveridge did.

Mr. Beveridge (from the back of the hall): I am prepared to say that the conversation between myself and Mr. Chesterman was not of a confidential nature, or you would not have heard it.
Mr. Lecky: Captain Wise, if you desire to cross-examine Mr. Beveridge, you can do so. (Laughter.)

MR. DUCE TELLS HIS STORY. He Is on the Stand a Long Time, and

Answers Many Questions. At this point those spectators who ha

seats drew up toward the front, and room was made for all who were trying to get within the cramped hall. As soon as quiet was obtained the examination of Mr. Duce was proceeded with. Mr. Lecky: Mr. Duce, you have been

on the witness-stand on one other occa-

A fact that you doubtless will not forget? forget?
A. No, sir.
Q. Mr. Duce, at that time you stated under eath, that Mr. West told you of a check for \$125 that he had received from

the American Book Company?

A. No: I didn't say that. I said that I didn't know the amount; but I understood that it was for \$150; but afterwards I found out—I was told by Mr. West—that

it was for \$125.

Captain Wise: State that a little louder,
Mr. Duce: I stated that I understood
the check was for \$150, but Mr. West
told me that it was \$125—told me after-Mr. Lecky: Did you see that check?

A. I had a cursory glance at it.
Q. Mr. Duce, did you have any conference or talks with Mr. West between the ence or talks with Mr. West between the time of having this cursory giance of that check and the time at which these charges were preferred by Major Brander in the Confederate camp?

A. We aliuded to it casually once or twice, and then we did not speak of it for a long time, until last Saturday week. casual references that you had to this

Can you give us the benefit of thos CONVERSATION WITH MR. FOLKES. A. They were quite immaterial—just a few days after the thing occurred—two or three days after the thing occurred.

Q. Did you report the proceedings of the Mr. Lecky: Suppose you repeat the con-versations you had with Mr. Folkes? A. The first time I met Mr. Folkes was

A. Yes. Q. That was the 6th of September? A. Yes. Q. Who was the city editor of the Dis-Q. Who was the city editor of the Dispatch at that time?

A. Mr. West was acting city editor; Mr. Woodfin was out of the city.

Q. Mr. Woodfin was out of the city?

A. Yes, sir.

Q. In your capacity as reporter, do you always have to report to the city editor the news that you gather?

A. I have to turn in my copy.

Q. Mr. Duce, were you in the Dispatch office that day? What time do you go on duty in the morning?

duty in the morning?

A. I am supposed to go on about half-past 2; on Mondays I am supposed to go

Q. Did you go on at that time on that day?

A. I was, probably-I don't know the

exact time—it was between 12 and 1.

Q. Mr. Duce, was Mr. West in the office when you reported for duty that day?

AS TO FISHING TRIPS.

Q. Well, Mr. Duce, what do you know regarding a fishing trip, that was taken by Mr. West?

A. I only know that Mr. West went on a fishing trip—I know of two or three

fishing trips.
Q. Did Mr. West go fishing on the 30th day of August, that was the Monday before the discussion of the Massey resolutions?

Q. Did he tell you that he went fish-ing on the 6th day of September, the

day the Mahood resolutions were intro-

Captain Wise: He told you he went fishing. What day?

A. The 6th day of September.

Mr. Lecky: Did he go alone, or did he

Q. Went with Mr. Folkes?
A. Yes, sir.
Mr. Folkes: Went fishing with me, Mr.

Mr. Duce: Yes, he said so. Mr. Lecky: Mr. Duce, at the time of

the introduction of those resolutions by Major Brander into the parent camp,

did you have any conference with Mr. West? Did you have any conference with Mr. West at that time, subsequent

to tha.? If so, give us the benefit of all that he told you.

A. Not at that time. The first conference I had with Mr. West was on last Saturday week.

Q. What did he tell you at that time?

A. Interview to be the same carrier of Saturday.

Q. What did he tell you at that time? A. I always go home early on Saturday night, and on that night I went out

of the office a few minutes after mid-night. Mr. West followed me out, and

there were rumors of this investigation. He said to me on the sidewalk in front of the Dispatch office, "Have you told anybody about that ——?" I can't remember his exact words, but he alluded

to the transaction to which I gave tes timony when I was last on the abetween Mr. Folkes and himself.

office for some time; then we up the street as far as Eighth

and we stood and talked at the corner

of Main and Eighth streets for a long

and the probability of these investiga-tions, and he was telling me about the

American Book Company being formed of several large publishing houses. He said he didn't think that the American

Book Company would permit this investigation to proceed. He said they were tremendously rich, and he believed that they would spend any amount of

noney to stop it. Mr. Lecky. Did he say how much

A. I can't remember the figures.
Q. You are certain that he said that

the American Book Company would not

A. He didn't use the word "allow"; he said that they would take every effort

to stop it. I don't remember his exact

Q. That they would use money?
A. That they would use money to stop

NO LIMIT TO THE AMOUNT.

A. No, I don't remember any limit placed. He gave me some reasons for it; gave me some statistics about the

school children of Virginia; what the trade in Virginia meant to the Book

Q. Did he tell you as to what books

the American Book Company supplied

such an important item to the company as the other school-books that they sup-

plied. He said they didn't care so much

Q. That was your conversation up t the point at Eighth and Main streets?

A: Yes, sir. Q. Did you proceed home together from

A. No; Mr. Smithers, the night-watch-

man, came down the street as we were

standing there—came and stood near us.

Mr. West told him to go on down the
street, and he would catch up with him.

Mr. West went down the street towards
the Dispatch office, and I went home.

Q. That was Saturday week? A. Yes, sir. Q. That was six days before you went

A. Yes.
Q. Then, all that you are going to tell

A. I saw him; yes. Captain Wise: Which Monday are you Illuding to?

Mr. Lecky: That is the Monday previous

to our examination, which was held on Friday of last week-Monday of last

Mr. NOEL'S ADVICE TO HIM.

Witness: I don't remember seeing Mr. West on Monday. Of course, I saw him,

by our talk on Saturday night and Sun day. I was a good deal worried about it and on Sunday night I asked Mr. Noel's

advice about it, because I felt that had been incautious in mentioning the fact. I was under the im-

the fact. I was under the impression that my confidence had been betrayed, and I consulted with Mr. Noel about it, and asked him if it would be possible for me to insist upon my rights as a newspaper man and refuse to testify if I were called upon. We had our conversation, and the next day in the afternoon I met Mr. Folkes.

At this point the examination was sus-

At this point the examination was sus-sended a few moments to allow the spec-

Captain Wise: Q. On Monday, did yo

A. I testified last Friday.

That lets you into Sunday morning.

from now on is within six days?

Q. That lets you into Sunday? Did you see him on Sunday?

A. No. Q. You saw him on Monday?

histories as about the other

to the schools of Virginia?

A. He said that the histories

Q. Was there any limit on the amount

they would use?
No, I don't remember any limit

words, but that was the sense of it.

it, yes.

Company.

school-books.

A. Yes, sir.

week.

allow this investigation to proceed?

He told me he went with Mr.

A. Yes, he told me so.

have company?

A. I don't remember.

in the afternoon-early in the after I don't remember exactly what time. I was talking with Mr. W. C. West, the architect, on Clay street. Mr. Folkes came up, and I excused myzelf to Mr.

came up, and I excused myself to Mr. West, and we walked up to Broad street and along Broad street to the City Hall. Mr. Lecky: That was the conversation that ended at the City Hall?

A. Yes, sir. Q. Have you any reason to change your

testimony from that presented?

A. No.

Mr. Lecky: Well, the committee will skip over that. Now, the second con-

A. The second conversation was in the Lee Camp Hail at night. Mr. Brander, the adjutant of the Grand Camp, Sons of Veterans, had Mr. Folkes's resignation as a member of the History Com-mittee; I copied that. I was there to report the meeting of the Sons of Veterans; I copied the letter. Shortly after I had done so Mr. Folkes came into the hall. We talked on the floor of the camp, and we went back into the lava-tory of the camp and talked about it. I have no reason to change my testimony about it. From the fact we were in the lavatory there, Mr. Folkes suggested that we had better not be seen together, and we had better leave in different ways. I went in the front way and he went in through the committee-rooms where the janitor of the Lee Camp and the doorkeeper of the Sons of Veterans and another gentleman were sitting-I am not sure whether I knew him or not. Q. That was on Monday?

WHAT MR. FOLKES ASKED.

A. I don't know whether he did or not,
Q. Did he tell you he did—on the 30th
lay of August, the day the Mahood resolutions were introduced in the camp?
A. Oh, no; he certainly did not tell me.
Q. Did he tell you that he went fish-A. Yes; Mr. Folkes asked me, in printing his resignation, to make the state-ment in connection with it that he was a prominent lawyer of Virginia, and that his practice, which was increasing very rapidly, might lead him to have transactions with book companies, and there-fore his position on the History Committee was not to be thought of, and he resigned it, as it conflicted with his busi-

> Mr. Lecky: Q. Did you have any fur-ther conversation with Mr. Folkes during that meeting? A. I had a conversation after that

With Mr. Folkes? There was a committee of the Sons

the facts that Mr. Folkes asked you to olace there?

A. I asked Mr. Folkes if I might write it up as an interview, and he said, Under no circumstances. He wanted me to make the plain statement, and I didn't see how very well I could make the statement, but I put in probably what we agreed on.

Q. What was published was agreed upon

etween you and Mr. Folkes? A. Yes; that was the result of it. Q. You had a conversation at the con lusion of the meeting of the camp? A. Yes, sir. There was a committee of

the camp in session that met in the back of the hall; Mr. Folkes sat near the ommittee, and I went down to him and spoke to him. What did you tell him or what did he tell you?

A. He made use of the expression, ferring to his letter: "Some people ain't half smart." I remember those words.

said, "Have you told any one?" and I said I wasn't quite certain; the question had never suggested itzelf to me. He said: "My God, if you have done so, we are ruined, we are all ruined." We talked about it in front of the Dispatch Q. Did you agree with that proposition? Q. Did you agree with that proposition?
A. Yes; I think so.
Q. Mr. Duce, you had no further conversation with Mr. Folkes on that night?
A. No; my impression was that the effect of Mr. Folkes's resignation would be to do away with the need for the investigation. But you don't want my

> his letter of resignation would do away with the investigation? A. No; he did not tell me so in so many words. Q. Did you make your report to Woodfin or to Mr. West when you got back to the Dispatch office?

Q. Did Mr. Folkes tell you he thought

Mr. Duce: To Mr. Woodfin, When do you mean-Saturday? Mr. Lecky: No; on Monday. Mr. Duce: Yes; to Mr. Woodfin. Q. Did you have a conversation with Mr. West that night?
A. I can't remember.

THE INVESTIGATION INEVITABLE. Q. Well, now, we have gotten through with the camp meeting and we have got-ten on to Tuesday. Now, tell us what was told you between that Tuesday and

A. On Tuesday afternoon, or Wednesday morning, I think it was (I am not sure which), it became evident that the Dispatch. Now we don't investigation would be proceeded with without any particular notice being taken of Mr. Folkes's letter. I think there were publications to that effect. Mr. Lecky: Did you have any conversa

tion after the publication of those resolutions? I will state for the benefit of the spectators that this committee did meet after allowing several days to elapse after the receipt of orders from General Cox; that it was our purpose at first to await the action of the Veteran Commit-tee of Investigation, but having waited what, in our opinion, was a sufficient time, and as we stated in those resolu-tions we were unwilling that our mem tions we were unwining that our mem-bers should rest longer under the sus-picion, we decided to take the investiga-tion up single-handed and alone and let the old men take care of themselves, and it was the publication of the resolutions to that effect that Mr. Duce refers to.

Mr. Lecky: Q. Were those the resolu-A. I don't remember any particular A. I don't remember any partial resolutions; I only remember the fact that it was evident that the committee was going to proceed. I forget why. There was something in the newspapers.

WAS WILLING TO GO AWAY. Q. After you got evidence that the committee were going to proceed, did you have any further conversations with

A. Yes. Q. Wha What did he tell you? A. I went up Bank street. Mr. West went out of the office and I overtook him. We stood and talked for a long him. him. We stood and talked for a long time. We walked up to Ninth street and stopped and talked for a long time, and went into Rueger's. I said: "West, I am afraid I am going to be summoned in this investigation," and I was afraid, furthermore, that the investigation was the outcome of some remarks I had made in going around getting data for the history articles that I had written in the Dispatch since the meetings of the history articles that I had written in the Dispatch since the meetings of the Grand Camp, and he said that he had heard as much, had reason to believe as much, and he couldn't think what he had ever done to me that I should have told anybody. I said that I was fearfully sorry; that I would do any-

thing I could to get him out of it.

Mr. Lamb: Did you suggest going away from the city?

A. Yes. I said that I had a wife and family, and that if the American Book

A. I have four children. I said would do anything to get out of testify ing before this committee, and that I would go away from the city if I could get the money to go. Mr. Lamb: What did he say? A. Mr. West said that if I went away

tators to fill the unoccupied portions of the hall, after which the examination A. Mr. West said that if I went away that it would convey the impression that I had been bought off by the American Book Company, and that the thing would look blacker than ever for him. I suggested that I might refuse to testify, and he said no, that I couldn't do that, and that I should have to go on the stand and say that I had found out that I was mistaken, and then he told me of this transaction; that this check that Mr. Lecky: Q. You were in the midst of your conference with Mr. Noel at the time we interrupted you?

A. I thought I got beyond that. I was telling you that on Monday I met Mr. of this transaction; that this check that he had was a personal check from Mr. Womack, and that he had given an acknowledgment for part of it, and that the other part was in payment of some money that Mr. Womack owed himborrowed money. Say?

A. Yes, sir.
Q. You mean last Monday week?
A. Yes.
Mr. Lecky: Q. Mr. Duce, it was on Monday you saw Mr. Folkes?
A. Yes, sir: I testified about two conversations I had with Mr. Folkes,
Q. You had two conversations with him?
A. Yes, sir.
Q. You testified on that subject at that time? Mr. Lecky: Was that the last con-

A. No; we met and talked the thing over and over again. We met in the ladies' from in the reporters' room, and on the street, and everywhere. Mr. West insisted that I was mistaken; that I should testify that I had been entirely mistaken. I said that I was not sure of having mentioned his name. He said he

expected that I had, and that I sh testify that I had been mistaken. THE ADVICE NOT TAKEN.

Q. You reported it to Mr. Wo

ment of the Investigating Committee were you assigned to report the proceed

witness: On Friday?

Mr. Lecky: Yes, six

Witness: No, sir.

Mr. Lecky: Mr. Woodfin had charge o

Q. At the time that he made this state-

of this committee?

the assignments?

I don't know.

Q. He didn't tell you that?

WALKED HOME WITH HIM.

A. Just before the investigation.

NOTHING TO BE KEPT BACK.

Mr. West-just suspended.

best to have affidavits?

Q. Were you there to meet him?

ADJOURN TO LEE CAMP HALL.

This Soon Filled, and the Examina-

tion Goes Ahead.
At the request of Mr. Chesterman, the

examination of Mr. Duce was delayed a

few minutes until Colonel Cowardin

that opportunity to adjourn to Lee-Camp

stated that on Thursday at 5 o'clock Mr. West came back from home. You tele-

Q. Is that all the correction Mr. Wood-

given testimony about.
DISPUTE AS TO A VISIT.

have given testim

Lecky: Q. Now, Mr. Duce, you

A. Yes, sir.

affidavit?

phoned him?

wrote.

Mr. Lamb: To-night week?

A. Yes.

day night?

A. Yes,

Mr. Lecky: Did you follow out Mr. Noel's advice, Mr. Duce?

A. No; it was not until the day before this investigation that I told Mr.

Woodfin about the matter.
Q. You told Mr. Woodfin?
A. Yes. Mr. Woodfin assigned me to this investigation matter. He came over and told me something that had been told to him, and then I told him what I

Mr. Lecky: Is that the extent to which you followed Mr. Noel's advice?

TEMPEST IN A TEA-POT Q. He told Mr. Woodfin that, and you

stronger term than that) "from contradicting me." I said the only thing the committee wants known is that I had seen a check and understood it was camp, and it was not necessary for us to drag in all these details about which we do not agree, and if he continues to do so I am going to tell the whole story." Mr. Folkes said: "That will be all right." He went with Mr. West through the

Q. Did he come in the back door? A. I don't know. Mr. Lecky: Q. Did Mr. West come him, then he assigned some one else to take the place? A. That was the day before the investi-

Q. On Thursday?
A. Yes.
Q. Did you have any conversation with
Mr. West on that day? wardin's office and submitted my afficant Q. Corrected? A. As amended in accordan

Q. Which Mr. Ellyson?
A. Mr. Theodore Ellyson A. Mr. Theodore Ellyson, Cowardin said he would like to nes-that I would have to testify that was entirely mistaken. Q. Now, that takes us up to what time on Thursday-Thursday night, 12 o'clock?

the affidavits were either too long or Did you have any conversation with him short. on your way home from the office Thurs-HIS AFFIDAVIT. Mr. Lecky: Did they express what was

further consultation, and eventually the affidavit which I wrote was—
Mr. Lecky: That affidavit that yes Q. That takes you up to Friday morn-ng?

dictated to Mr. Chesterman-was that the one that we have here now? A. No. Q. That was not the one. Now, give us

A. Mr. Woodfin, I think.
Q. Then you wrote another one. Tell about how you happened to writ

man, and made one or two suggestions, being cognizant of the facts of the case, and that was drawn up, and ther anwhich I had dictated to Colonel Chester nad been decided.

Q. Didn't tell you who had decided it?

A. He said that he had seen Colonel
Cowardin, and Colonel Cowardin thought and that was drawn up, and then another gentleman came into the office.

Company?
A. Yes. He dictated another affidavit

They were all very much the same, and then I went and wrote out the affidavit, Mr. Lecky: Mr. Chesterman, I want to which was the same as I had dictated to suggestions.

this out if you object as a member of A. Yes. Captain Wise: What was his statement in reference to this one that you have the Dispatch Company.
Mr. Chesterman: I don't object to your
bringing out anything in the world.
Mr. Lecky: I understand that Mr. Duce

tated to Colonel Chesterman, with the phraseology slightly altered, and one or two suggestions of Mr. Woodfa's car-Mr. Chesterman: He is suspended: he Q. Did Mr. Taylor Ellyson dictate &

A. Yes. Q. Did you sit down and write an affi-A. I wrote an affidavit. Mr. West told me that, and then he said he was going A. Yes, sir, Q. And it met with their approval? It

West had told you that Colonel Cowardin had decided to have one, before 5 o'clock explanations from those that were to last Friday night? that afternoon, when Mr. West was to come back? Had you had any conversa-tion with any one on the subject of this

livered to any one in that office, Q. You made oath to it?

gave it back into the office of whether I gave it to Mr. Boykin.
Q. Was the effect of that paper coasidered in that conference?
A. Only so far as to say I expressed the opinion that the investigation was not to be very far reaching, and all the committee wanted to do, with Mr. Folker's reviewation to hand, was to get could be present. The committee took Hall, where the examination was again proceeded with, Colonel Cowardin being Folkes's resignation in hand, was to get rid of the subject as soon as possible, and my statement was curtailed on that ac-A. I didn't say so; I said the first day of the investigation.
Q. That was on Friday?
A. On Friday. In the afternoon Mr. West told me that he had consulted

BASED ON MR. WEST'S WORD. Your statements to this committee

west told me that he had consulted Colonel Cowardin, and that we were to make affidavits, and that he was going to his dinner then, and that he would be back at 5 o'clock, and we would submit Mr. Lecky: If Mr. West has stated to

> have stated exactly what he told you? A. Yes, sir. Q. Do you

at you mean.
Your evidence has been a statenot of what Mr. West has told you?

A. Yes, sir; on the conversations with Mr. West. Q. Was Mr. West there at that conference with Mr. Eliyson and Mr. Co-wardin?

Mr. Lecky: The statement was made that Mr. Folkes came to the office and told Mr. West that he had found to on

A. Denied that Mr. Folkes came to the

told Mr. West that he had found so og his desk.

Mr. Folkes: I will state to Captain Wise that Mr. West denied that state ment, and I denied it also. I believe that is in the evidence.

Mr. Lecky: That is in the evidence, Mr. Duce: Mr. West went out to get Mr. Folkes, and after a short absence he returned with Mr. Folkes, and Mr. Folkes poured oil on the troubled waters. He said he had always been a friend of the newspaper-men, and that this was a story in a tea-pot or tea-kettle, and that the investigation was the result of fac-

A. I did not report it exactly. Mr. Woodin?
A. I did not report it exactly. Mr. Woodin came over and told me that Mr. Womack had been and explained what Mr. West had done with this check.
Q. That Mr. Womack had been and explained to Mr. Woodin what Mr. West had done with this check? the investigation was the result of fac-tional differences in the camp, and that there was nothing in it, and it would had done with this check?

A. What the check was for.

Mr. Lamb: When did that happen?

A. I think it was the day before the investigation, when I went down to my work in the afternoon. It was in giving me my assignments that Mr. Woodfin told me this, and I told him what I knew.

Mr. Lecky: Were you given the assignment of the Loyestfeating Committee.

and Mr. West were there?

A. Yes, sir; Mr. Folkes and Mr. West and myself went out into the hall, and I took Mr. Folkes on one side, and I said;
"You must stop that man" (I used a

ment about the check and you spoke to back door of the Dispatch building. back? A. Yes, sir. I went into Colonel Co-

A. Oh, yes; I had several conversations, Q. Had he seen Mr. Womack? Woodfin's suggestion, and Colonel Cowar-din approved the affidavit. Mr. West wrote a long affidavit, and Colonel Cowardin and Mr. Ellyson were there! What did Mr. West tell you that day? A. It was all the same-along the sam

Colonel Chesterman's opinion on the matter before those things were signed and attested. Mr. Chesterman came down, and was under the impression that

A. I walked up with him Thursday night intended to express in them or did they as far as his house, on west Grace street, and stood outside, talking with him for express more than was intended to er A. He said they were either too long Captain Wise: Which Thursday night? or too short in the shape in which they were submitted; that it would suggest a whole lot of questions to the commit-

A. Yes.
Mr. Lecky: Mr. Duce, what did Mr.
West tell you that night? tee, and the committee would naturally want to know why the men were not A. Well, I all along argued that I had told the committee so much, in *fact, that I had seen a check that I understood was for three members of the camp, and I had mentioned Mr. Folkes's there, and it would appear that the Dipatch was trying to screen these men, which they were not; so I said that it was my belief that the investigation-that we were just as anxious to get the of the investigation—that it would not name in connection with it. We just talked along. I was under the impres be a very searching one, and Mr. Ches-terman said if that was the case, then sion from what had been said to me by members of the camp that the investiga-tion was not going to be pushed very vigorcusly; that the camp merely de-sired to "clean their skirts," as Mr. Cox expressed it, and that they didn't the shorter the affidavits were made the better, and I dictated a short affidavit to Mr. Chesterman. A good deal M: West struck out of his. There was some much trouble or excitement in

A. Yes.
Q. Did you on Friday carry out any
of Mr. Noel's advice?
A. I didn't carry out any of Mr. Noel's A. I don't think it displeased anybody.

Q. Who was it that found fault with #? advice. When I got to the office on Fri-day afternoon Mr. West came to me and

and alternoon Mr. West came to me and said that it had been decided that we had to make affidavits, and none of us were to go on the stand.

Q. Were you a party to that decision?

A. No, sir; Mr. West told me that it had been decided. other one.

A. Mr. Woodfin then took the affidavit,

t best to make affidavits.
Q. That he thought it was best to do Who was that gentleman? A. Mr. Taylor Ellyson. Q. He is an officer of the Dispatch A. To make affidavits and not to tes-

Mr. Chesterman: I hope you will be. Colonel Chesterman, with Mr. Woodfin's Q. Is that the affidavit that you have

got here? A. That affidavit is the one that I dienot employed on the Dispatch at this

Mr. Lecky: Now, Mr. Duce, Mr. West advised you that Mr. Cowardin thought C. Did Mr. Taylor English Certificate for you to sign?
A. No; it was just all along the same line; except different ways of putting it.
Q. When that paper was signed. Mr. West, yourself, Mr. Woodlin, Mr. Cowardin, Mr. Chesterman, Mr. Taylor Ellyson, and Mr. Theodore Ellyson had all seen it?

to dinner, and that he would be back at the office at 5 o'clock. met with Mr. Taylor Ellyson's approvait

A. It didn't have anything to do with Q. Is that the affidavit you filed here? A. No. sir. Q. Mr. West was to come back at 5

A. It didn't have anything to do with their approval. It met with my approval. Q. So, is that your statement?
A. Yes, sir; that is my statement.
Q. One of the first questions we asked you when you were on the stand on Friday night was, "Was that paper second from you by any pressure brought to bear upon you by your employers, or any one class?" A. He came back before 5 o'clock. He telephoned not very long afterwards and asked me if Mr. Woodfin was there. I said "Yes." He said he would come right down.

Mr. Lecky: Q. Mr. Duce, had you any conference about this affidavit after Mr.

A. Absolutely not.
Q. I notice you have the "misied" in here—that you were misied?
A. Yes, sir.
Q. Have you any reason to change your

A. No. Q. Now, Mr. Duce, since the introduction of that paper-who was that paper delivered to this committee by? A. I don't know. I didn't see it de-A. Yes; I submitted the affidavit that I

> A. Yes. Q. Who did you deliver it first to after you made oath to it?
>
> A. I can't remember that, whether I gave it back into the office or whether

A. Absolutely—yes.
Q. If the testimony of Mr. West is in error, then your statement is in error-is that a fact?
Witness: I don't understand what you

be back at 5 o'clock, and we would submit the statements to Mr. Woodfin. I wrote my affidavit, repeating the statements that I had made to you and Mr. Cox, that I believed that I had been mistaken. Mr. Woodfin came into the office and I showed him the copy, and he suggested that the names should be stricken out— the names of Mr. West and Mr. Folkes. O. Is that all the correction Mr. Woodyou what was not so, then is what you have stated not so?

A. Naturally: I have stated exactly what Mr. West told me.

Q. Then it makes no difference as to where Mr. West got his information, you have stated exactly what he told you.

fin had to make?

A. Yes; and Mr. West telephoned from his house and saled. A. Yes, sir.
Q. Do you hold back anything from
this committee that they ought to know!
Is your statement to this committee exactly what Mr. West told you?
Witness: I don't exactly understand A. Yes; and Mr. West telephoned from his house and asked me. I answered the telephone. He asked me if Mr. Woodfin was there, and I said "yes," and he said he would come down at once. He came down at once to the office, and we had an argument before Mr. Woodfin as to the visit of Mr. Folkes, which I have given testimons should be telephoned from the company of the same results.

Q. As to the visit of Mr. Folkes?

A. Yes. You know I testified Mr. Folkes came in and said that he had found 50 upon his deak. Mr. West denied this very strenuously, and I protested. A. He was there nearly all the time.

Captain Wise: What was it you said Mr. West denied?